IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

STATE FARM MUTUAL AUTOMOBILE : INSURANCE COMPANY (as subrogee of : Cynthia Thomas) :

:

Plaintiff,

: Civil Action No. 07-543-jjf

vs.

:

UNITED STATES OF AMERICA

:

Defendant.

ORDER

At Wilmington, the $\underline{9}$ day of May 2008, for the reasons set forth in the Memorandum Opinion issued this date;

IT IS HEREBY ORDERED that:

1. Defendant's Motion to Dismiss (D.I. 7) is **GRANTED**.

UNITED STATES DISTRICT JUDGE